

Executive Registry

76-1790

6 April 1976

MEMORANDUM FOR THE RECORD

SUBJECT: Implementation of E.O. 11905, Section 7(a) and (d)

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1. On 5 April 1976 [redacted] Chairman of the Working Group for the Implementation of E.O. 11905, Section 7(a) and (d), raised the question of who will issue the directive developed by his working group since the Executive Order applies to all agencies in the Executive Branch of the Government (intelligence and non-intelligence).

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2. On 5 April the undersigned contacted [redacted] Special Assistant to the DCI, who stated he felt this matter should be coordinated with Mr. Mason Cargill, White House Staff, telephone 456-1414.

3. In the absence of Mr. Cargill, this problem was discussed with Mr. Tim Hardy, who works with Mr. Cargill. Mr. Hardy stated the DCI should issue the instructions since he has responsibility for the protection of sources and methods under the National Security Act of 1947, as amended. Further, since the authority to implement Section 7(d) is given to the DCI, it can be presumed 7(a) was meant to be his responsibility to implement.

4. The undersigned pointed out that implementing instructions for E.O. 11652 were issued by the NSC. Mr. Hardy felt in the case of 7(a) the DCI should issue the instructions.

5. Mr. Hardy also agreed that the instructions should be drawn up by the intelligence community for use by the Executive Branch without having non-intelligence agencies involved.

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cc:

: Mr. Knoche

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[redacted]
Chairman, Security Committee

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